

This copy filed on
ECFC in docket
92-257.

Subject: RE: Request to Withdraw with Prejudice: Re: Application for review of DA 10-664

From: Scot Stone (Scot.Stone@fcc.gov)

To: warren.havens@sbcglobal.net;

Cc: d.c.brown@att.net; jstobaugh@telesaurus.com;

Date: Thursday, November 10, 2011 10:15 AM

/s/
Warren Havens

You don't need to file with the Secretary. Filing in ECFS will be sufficient.

*** Non-Public: For Internal Use Only ***

From: Warren Havens [mailto:warren.havens@sbcglobal.net]

Sent: Wednesday, November 09, 2011 5:35 PM

To: Scot Stone

Cc: Dennis Brown; jstobaugh@telesaurus.com

Subject: Request to Withdraw with Prejudice: Re: Application for review of DA 10-664

Mr. Stone,

While the below-noted Application for Review was addressed to the Commission, I assume that since you inquired below about this, that I may submit this to you.

This email is a request to withdraw with prejudice the: Application for Review or in the Alternative, Section 1.41 Request (initial and Errata Copy), dated May 19, 2010, of DA 10-664, copy filed in docket 92-257 as the caption indicates, submitted by "Petitioners" identified below.

While not qualifying the just stated request to withdraw, the reasons for the request are indicated in my email below and in previous correspondence with you.

This request is submitted under FCC rule section 1.8: while not addressing procedure to request a withdrawal, this rule relates to a request to withdraw a pleading.

I do not believe that FCC rule section 1.935 is relevant, as it deals only with applications, which I take to mean licensing applications. But in any case, I certify that the Petitioners filing the subject Application for Review have not received and will not accept any financial or other consideration from any other party for this withdrawal.

If you approve this email as an effective statement for the noted withdrawal purpose, then I will file the email string in the **docket 92-257**.

If I also need to file a hard copy with the Secretary, let me know.

Respectfully,

/s/

Warren Havens

President of each of the

"Petitioners" --

Skybridge Spectrum Foundation

Environmental LLC

Verde Systems LLC

Telesaurus Holdings GB LLC
Intelligent Transportation & Monitoring Wireless LLC
209 Stuart St
Berkeley California 94704
www.scribd.com/warren_havens/shelf
510 841 2220

From: Warren Havens <warren.havens@sbcglobal.net>
To: Scot Stone <Scot.Stone@fcc.gov>
Cc: Dennis Brown <d.c.brown@att.net>; "jstobaugh@telesaurus.com" <jstobaugh@telesaurus.com>
Sent: Wednesday, November 9, 2011 7:09 AM
Subject: Re: Application for review of DA 10-664

ok.

(Jimmy, please schedule and work on below.)

From: Scot Stone <Scot.Stone@fcc.gov>
To: Warren Havens <warren.havens@sbcglobal.net>; jstobaugh@telesaurus.com
Cc: Dennis Brown <d.c.brown@att.net>
Sent: Wednesday, November 9, 2011 6:39 AM
Subject: RE: Application for review of DA 10-664

[Responding tomorrow is fine.](#)

From: Warren Havens [mailto:warren.havens@sbcglobal.net]
Sent: Wednesday, November 09, 2011 9:37 AM
To: Scot Stone; jstobaugh@telesaurus.com
Cc: Dennis Brown
Subject: Re: Application for review of DA 10-664

Mr. Stone,

I will ask Mr Stobaugh to assist me to find our past filings, and giving me a summary, so I can recall this proceeding and where it is at.

Is if ok if I respond by tomorrow sometime.

There are a number of rule changes we believe will be useful. I am not sure we are ready to submit that real soon, but we are working on it.* Probably upon review I note above, we would withdraw the application for review, since our position in that appeal would be better pursued, with other things, in a more comprehensive rule making presentation, with technical, market, and other showings.

* I indicated some issues in pleadings on AMTS, such as in docket 11-71: a new "Eckert Report" is needed based on current digital TV tech and receivers. And vehicle-to-vehicle mesh net, SDR and Cognitive Radio in most of VHF 30-300 MHz, etc. These call for different set of rules, in AMTS and other services, to allow and facilitate these, increase spectrum efficiency, etc. We may ask for experimental license to demonstrate some of this, as to some changes we believe will be warranted. Other changes are simpler, need little technical proof, and we may submit sooner.

From: Scot Stone <Scot.Stone@fcc.gov>
To: Warren Havens <warren.havens@sbcglobal.net>; jstobaugh@telesaurus.com
Cc: Dennis Brown <d.c.brown@att.net>
Sent: Wednesday, November 9, 2011 5:58 AM

Subject: Application for review of DA 10-664

Mr. Havens,

Back in July, you indicated that you were going to file a petition for rulemaking that would moot your application for review of DA 10-664. Is that still your plan?